

Session 11-26 a Regular Meeting of the Homer City Council was called to order on August 22, 2011 at 4:00 p.m. by Mayor James C. Hornaday, at the Homer City Hall Cowles Council Chambers located at 491 E. Pioneer Avenue, Homer, Alaska, and opened with the Pledge of Allegiance.

**PRESENT:** COUNCILMEMBERS: HOGAN, HOWARD, LEWIS, ROBERTS,  
WYTHE, ZAK

STAFF: CITY MANAGER WREDE  
CITY CLERK JOHNSON  
CITY ATTORNEY KLINKNER (telephonic)

**AGENDA APPROVAL** (Only those matters on the noticed agenda may be considered, pursuant to City Council's Operating Manual, pg. 5)

The agenda was approved by consensus of the Council.

**PUBLIC COMMENTS UPON MATTERS ALREADY ON THE AGENDA**

There were no public comments.

**NEW BUSINESS**

- A. **Memorandum 11-121**, From City Clerk Re: Request for Executive Session Pursuant to AS §44.62.310(C)(1&5), Matters, Which the Immediate Knowledge of which Would Clearly have an Adverse Effect upon the Finances of the Government Unit and Attorney Client Privilege. (City vs. Hillstrand, Briefing by Attorney Tom Klinkner)

Mayor Hornaday called for a motion to approve the recommendations of Memorandum 11-121 to meet in Executive Session with Attorney Klinkner to discuss City vs. Hillstrand.

WYTHE/LEWIS - SO MOVED.

There was no discussion.

VOTE: YES. NON OBJECTION. UNANIMOUS CONSENT.

Motion carried.

Mayor Hornaday called for a motion to adjourn to Executive Session.

WYTHE/LEWIS - SO MOVED.

There was no discussion.

VOTE: YES. ROBERTS, WYTHE, ZAK, HOWARD, HOGAN, LEWIS

Motion carried.

Council adjourned to Executive Session at 4:02 p.m. and reconvened at 4:39 p.m.

Mayor Pro Tempore Wythe stated Council met with the attorney in Executive Session on City vs. Hillstrand and received a briefing from him and provided further guidance.

#### **COMMENTS OF THE AUDIENCE**

There were no comments of the audience.

#### **COMMENTS OF THE CITY ATTORNEY**

City Attorney Klinkner had no comment.

#### **COMMENTS OF THE CITY CLERK**

City Clerk Johnson had no comment.

#### **COMMENTS OF THE CITY MANAGER**

City Manager Wrede had no comment.

#### **COMMENTS OF THE MAYOR**

Mayor Hornaday had no comment.

#### **COMMENTS OF THE CITY COUNCIL**

Councilmembers Hogan, Howard, Lewis, Roberts, Wythe, and Zak had no comment.

#### **ADJOURNMENT**

There being no further business to come before the Council, Mayor Hornaday adjourned the meeting at 4:40 p.m. The next Regular Meeting is scheduled for Monday, September 12, 2011 at 6:00 p.m. The next Committee of the Whole is scheduled for Monday, September 12, 2011 at 5:00 p.m. A Worksession is scheduled for Monday, September 12, 2011 at 4:00 p.m. All meetings are scheduled to be held in the Homer City Hall Cowles Council Chambers located at 491 East Pioneer Avenue, Homer, Alaska.

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JO JOHNSON, CMC, CITY CLERK

Approved: \_\_\_\_\_